

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DOREL JENKINS	:	CIVIL ACTION
	:	
v.	:	
MORRIS HOUSER, SCI Benner	:	
Superintendent, THE DISTRICT	:	
ATTORNEY OF PHILADELPHIA	:	
COUNTY and THE ATTORNEY	:	
GENERAL OF THE STATE OF	:	
PENNSYLVANIA	:	NO. 21-4285

ORDER

NOW, this 1st day of August, 2022, upon consideration of the Petition Under 28 U.S.C. § 2254 for Writ of *Habeas Corpus* (Doc. No. 7), the response to the petition, the petitioner's traverse response, the defendants' sur-reply, the petitioner's additional traverse and response to sur-reply, the Report and Recommendation filed by United States Magistrate Judge Sandra Moore Wells (Doc. No. 18), and the petitioner's objections to the Report and Recommendation, and after a thorough and independent review of the record, it is **ORDERED** that:

1. The petitioner's objections are **OVERRULED**.
2. The Report and Recommendation of Magistrate Judge Sandra Moore Wells is **APPROVED** and **ADOPTED**.
3. The Petition for Writ of *Habeas Corpus* is **DISMISSED WITHOUT PREJUDICE**.
4. Because there has been no substantial showing of the denial of a constitutional right, a certificate of appealability will not issue.

/s/ TIMOTHY J. SAVAGE J.